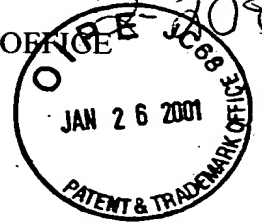


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of:

Lesko *et al.*

Appl. No. 09/430,175

Filed: October 29, 1999

For: **Multiple Marker Characterization
of Single Cells**

Art Unit: 1648

Examiner: To Be Assigned

Atty. Docket: 1887.0020001/RWE/KKV

Third Supplemental Information Disclosure Statement

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Commissioner for Patents
Washington, D.C. 20231

JAN 30 2001

TECH CENTER 1600/2900

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this third Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' second Supplemental Information Disclosure Statement filed on January 17, 2001, in connection with the above-captioned application.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

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01 FC:126 180.00 CH Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not

exist. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will consider information that was cited or submitted to the U.S. Patent and Trademark Office in a prior application relied on under 35 U.S.C. § 120. 1138 OG 37, 38 (May 19, 1992).

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No statement or fee is required.

Consideration of the cited documents and making the same of record in the prosecution of the above-identified application by initialing and returning a copy of the enclosed PTO 1449 is respectfully requested. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Kristin K. Vidovich
Attorney for Applicants
Registration No. 41,448

Date: Feb. 26, 2001

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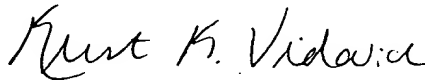
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Kristin K. Vidovich
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Date: Jan. 26, 2001

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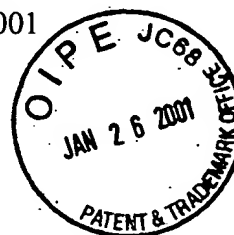
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January 26, 2001



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Commissioner for Patents
Washington, D.C. 20231

Art Unit: 1648

Re: U.S. Utility Patent Application
Appl. No. 09/430,175; Filed: October 29, 1999
For: **Multiple Marker Characterization of Single Cells**
Inventors: Lesko *et al.*
Our Ref: 1887.0020001/RWE/KKV

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Third Supplemental Information Disclosure Statement (*in duplicate*);
2. One (1) page of Form PTO-1449 listing the cited documents;
3. A copy of each cited document (2 documents, AS15 and AT15); and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
January 26, 2001
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Kristin K. Vidovich
Attorney for Applicants
Registration No. 41,448

RWE/KKV:nar
Enclosures